

JAMES P. BENNETT (BAR NO. 65179)  
JORDAN ETH (BAR NO. 121617)  
TERRI GARLAND (BAR NO. 169563)  
PHILIP T. BESIROF (BAR NO. 185053)  
MORRISON & FOERSTER LLP  
425 Market Street  
San Francisco, California 94105-2482  
Telephone: (415) 268-7000  
Facsimile: (415) 268-7522  
Email: tgarland@mofo.com

Attorneys for Defendants JDS Uniphase Corporation,  
Jozef Straus, Anthony Muller, Charles Abbe, Don  
Scifres, Martin A. Kaplan, Bruce D. Day, Robert E.  
Enos, John A. MacNaughton, Wilson Sibbett, M. Zita  
Cobb, Joseph Ip, Frederick L. Leonberger, Michael C.  
Phillips, and Harry Deffebach

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

CENTRAL STATES, SOUTHEAST AND  
SOUTHWEST AREAS PENSION FUND,

Plaintiff,

v.

JDS UNIPHASE CORPORATION, *et al.*,

Defendants.

No. C-07-0584 CW

**STIPULATION AND ORDER  
CONTINUING MARCH 18, 2008  
CASE MANAGEMENT  
CONFERENCES AS MODIFIED**

SHIRLEY ZELMAN, TRUSTEE, F/B/O  
SHIRLEY ZELMAN LIVING TRUST, on behalf  
of plaintiff and all others similarly situated,

Plaintiff,

v.

JDS UNIPHASE CORPORATION, *et al.*,

Defendants.

Master File No. C-02-4656 CW

*Caption continues on following page*

1 ROBERT CORWIN, Derivatively On Behalf of  
2 JDS UNIPHASE CORPORATION,

3 Plaintiffs,

4 v.

5 MARTIN A. KAPLAN, *et al.*,

6 Defendants.

7 and

8 JDS UNIPHASE CORPORATION, a Delaware  
9 corporation,

10 Nominal Defendant.

Case No. C-02-2020 CW

1 WHEREAS, on May 3, 2007, the Court entered a Minute Order and Case Management Order  
2 that established a schedule for the *Central States* case;

3 WHEREAS, on January 15, 2008, the Court entered a Revised Stipulation and Order  
4 Regarding Case Management that established a revised schedule for the *Central States* case;

5 WHEREAS, on February 6, 2008 the Court entered a Clerk's Notice Continuing Case  
6 Management Conference that continued the case management conferences in the *Central States*,  
7 *Zelman*, and *Corwin* actions previously set for February 19, 2008, to March 18, 2008 at 2:00 p.m. and  
8 directed the parties to file updated Case Management Conference Statements one week prior to the  
9 conferences;

10 WHEREAS, the *Central States*, *Zelman*, and *Corwin* cases arise from facts and circumstances  
11 at issue in *In re JDS Uniphase Corp. Sec. Litig.*, Master File No. C-02-1486 CW (EDL) (the "Related  
12 Class Action");

13 WHEREAS, post-trial proceedings have not concluded and judgment has not been entered in  
14 the Related Class Action;

15 WHEREAS, the final disposition of the Related Class Action might affect proceedings in the  
16 *Central States*, *Zelman*, and *Corwin* cases;

17 WHEREAS, given the above, the parties in the *Central States*, *Zelman*, and *Corwin* actions  
18 believe that it would promote efficiency and conserve judicial resources to continue the March 18,  
19 2008 case management conferences to a date after the post-trial proceedings in the Related Class  
20 Action have concluded and judgment in the Related Class Action has been entered;

21 IT IS HEREBY STIPULATED by and between the parties in the *Central States*, *Zelman*, and  
22 *Corwin* actions, through their counsel of record, that:

23 1. The March 18, 2008 case management conferences in the *Central States*, *Zelman*, and  
24 *Corwin* actions shall be rescheduled to a date not less than 30 days after the post-trial proceedings in  
25 the Related Class Action have concluded and judgment in the Related Class Action has been entered.  
26  
27  
28

1 Dated: March 10, 2008

COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP  
CHRISTOPHER P. SEEFER  
DANIEL J. PFEFFERBAUM  
100 Pine Street, Suite 2600  
San Francisco, California 94111  
Telephone: (415) 288-4545  
Facsimile: (415) 288-4534  
Email: chriss@csgrr.com

COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP  
SPENCER A. BURKHOLZ  
655 West Broadway, Suite 1900  
San Diego, California 92101  
Telephone: (619) 231-1058  
Facsimile: (619) 231-7423

By: /s/ Christopher P. Seefer  
Christopher P. Seefer

Attorneys for Plaintiff Central States, Southeast and  
Southwest Pension Fund

13 Dated: March 10, 2008

MORRISON & FOERSTER LLP  
JAMES P. BENNETT  
JORDAN ETH  
TERRI GARLAND  
PHILIP T. BESIROF  
DOROTHY L. FERNANDEZ  
425 Market Street  
San Francisco, California 94105-2482  
Telephone: (415) 268-7000  
Facsimile: (415) 268-7522  
Email: tgarland@mofo.com

By: /s/ Terri Garland  
Terri Garland

Attorneys for Defendants JDS Uniphase Corporation,  
Jozef Straus, Anthony Muller, Charles Abbe, Don  
Scifres, Martin A. Kaplan, Bruce D. Day, Robert E.  
Enos, John A. MacNaughton, Wilson Sibbett, M. Zita  
Cobb, Joseph Ip, Frederick L. Leonberger, Michael  
C. Phillips, and Harry Deffebach

1 Dated: March 10, 2008

HELLER EHRMAN LLP  
MICHAEL J. SHEPARD  
HOWARD S. CARO  
333 Bush Street  
San Francisco, California 94104-2878  
Telephone: (415) 772-6000  
Facsimile: (415) 772-6268  
Email: howard.caro@hellerehrman.com

HELLER EHRMAN LLP  
MICHAEL L. CHARLSON  
275 Middlefield Road  
Menlo Park, California 94025-3506  
Telephone: (650) 324-7000  
Facsimile: (650) 324-0638

10 By: /s/ Howard S. Caro  
Howard S. Caro

11 Attorneys for Defendant Kevin Kalkhoven

12 Dated: March 10, 2008

KIRBY McINERNEY & SQUIRE LLP  
IRA M. PRESS  
MARK A. STRAUSS  
830 Third Avenue, 10th Floor  
New York, New York 10022  
Telephone: (212) 371-6600  
Facsimile: (212) 751-2540  
Email: ipress@kmlp.com

GLANCY, BINKOW & GOLDBERG LLP  
LIONEL GLANCY  
SUSAN G. KUPFER  
455 Market Street, Suite 1810  
San Francisco, CA 94105  
Telephone: (415) 972-8160  
Facsimile: (415) 972-8166

GLANCY, BINKOW & GOLDBERG LLP  
PETER A. BINKOW  
1801 Avenue of the Stars, Suite 311  
Los Angeles, California 90067  
Telephone: (310) 201-9150  
Facsimile: (310) 201-9160

25 By: /s/ Ira M. Press  
Ira M. Press

27 Attorneys for Plaintiff Shirley Zelman, Trustee,  
F/B/O Shirley Zelman Living Trust

1 Dated: March 10, 2008

2 THE BRUALDI LAW FIRM P.C.  
3 RICHARD B. BRUALDI  
4 GAITRI BOODHOO  
5 AYESHA N. ONYEKWELU  
6 29 Broadway, Suite 2400  
7 New York, New York 10006  
8 Telephone: (212) 952-0602  
9 Facsimile: (212) 952-0608

6 GARWIN GERSTEIN & FISHER LLP  
7 SCOTT W. FISHER  
8 1501 Broadway  
9 New York, New York 10036  
10 Telephone: (212) 398-0055  
11 Facsimile: (212) 764-6620

9 KIPERMAN & JOHNS  
10 RICHARD S.E. JOHNS  
11 57 Post Street, Suite 604  
12 San Francisco, California 94104  
13 Telephone: (415) 781-8494  
14 Facsimile: (415) 397-0792

14 By: /s/ Richard B. Brualdi  
15 Richard B. Brualdi

16 Attorneys for Plaintiff Robert Corwin

17 **ORDER**

18  
19 **IT IS SO ORDERED, EXCEPT THAT THE CASE MANAGEMENT CONFERENCE WILL**  
20 **BE HELD ON MAY 6, 2008, AT 2:00 P.M.**

21 Dated: March 12, 2008



22 \_\_\_\_\_  
23 The Honorable Claudia Wilken  
24 United States District Judge  
25  
26  
27  
28

GENERAL ORDER 45 ATTESTATION

I, Raymond M. Hasu, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Order Continuing the March 18, 2008 Case Management Conferences. In compliance with General Order 45, X.B., I hereby attest that Terri Garland, Howard S. Caro, Christopher P. Seefer, Richard P. Brualdi, and Ira M. Press have concurred in this filing.

Dated: March 10, 2008

MORRISON & FOERSTER LLP

By: /s/ Raymond M. Hasu  
Raymond M. Hasu